

Attorney docket no.: I004-P03079US

PTO/SB/01A (10-00)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN
APPLICATION DATA SHEET (37 CFR 1.76)**

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☒ The attached application, or
☐ Application No. _____, filed on _____,
☐ as amended on _____ (if applicable);

Entitled: Real World Traffic

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/ we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)Inventor one: Clifford HannelSignature:  Citizen of: USAInventor two: David AndersonSignature:  Citizen of: USA

Inventor three: _____

Signature: _____ Citizen of: _____

Inventor four: _____

Signature: _____ Citizen of: _____

☐ Additional inventors are being named on _____ additional form(s) attached hereto.

Burden Hour Statement: This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Attorney Docket No. I004-P03079US

STATEMENT OF OWNERSHIP & POWER OF ATTORNEYInventors: **Clifford Hannel, David Anderson**

Application No.: Filing date:

Title: **Real World Traffic**Assignee: **Ixia**Assignee state of incorporation: **California**

Assignee hereby states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventor(s) of the patent application identified above. Such rights include the entire right, title and interest in continuations and divisionals of such patent application. In support of this statement, the original or a copy of the assignment(s) is/are attached.

The authority and rights of the inventor(s) with respect to this application are hereby excluded in accordance with the provisions of 37 CFR 3.73(b). All prior powers of attorney are hereby revoked.

All of the attorneys associated with Customer Number 33356 are hereby appointed to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. All correspondence should be directed to:

SoCal IP Law Group
310 N. Westlake Blvd., Ste. 120
Westlake Village, CA 91362
phone (805) 230-1350
fax (805) 230-1355

Customer Number


33356

The undersigned is empowered to sign this certificate on behalf of the assignee.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that there statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application and any patent issuing thereon.

8/20/03

Date


Clifford Hannel, Vice President

Attorney Docket No. I004-P03079US

ASSIGNMENT

Names of Inventors: **(1) Clifford Hannel, (2) David Anderson**Name of Assignee : **Ixia**State of Incorporation of Assignee: **California**Title of Application: **Real World Traffic**

Application No.: _____ Date of Filing of Application: _____

1. In consideration of the sum of \$1.00 and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned agree to sell, assign and transfer and do hereby sell, assign and transfer to the above-named Assignee, its successors and assigns, the entire and exclusive right, title and interest in and to the inventions claimed and described in the above-identified patent application in the United States and throughout the world, and in and to any applications for patent and patents which may be granted and issued thereon in any and all countries, and in and to any continuations, divisions, reissues and extensions of said applications and patents and all priority rights associated therewith. The undersigned agree to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient.

2. Without cost to the undersigned, the undersigned agree to perform all affirmative acts which may be necessary to obtain a grant of original, reissue or reexamined patents on the invention. The undersigned agree to execute all papers necessary in connection with any interference which may be declared concerning this application or continuation or division thereof and to cooperate in every way possible in obtaining evidence and going forward with such interference.

3. The undersigned agree to execute all papers and documents and to perform any act necessary in connection with provisions of any and all international treaties regarding patents and industrial property.

4. The undersigned hereby authorize and request the Commissioner of Patents to issue any and all United States Patents resulting from the above referenced patent application and any continuations or divisions thereof to the Assignee, as Assignee of the entire interest.

5. The undersigned hereby covenant to having full right to convey the entire interest herein assigned. The undersigned hereby represent and warrant that no other assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment. This assignment stands on its own.

Signature of Inventor 1: _____

Date: 8/20/03

Signature of Inventor 2: _____

Date: 8/20/03

On the date set forth above, before me, Steven C. Sereboff, personally appeared the individual(s) identified above, proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed on this instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacities, and that by his/her/their signature(s) on this instrument the person(s) executed the instrument.

Witness my hand and official seal.

Steven C. Sereboff